



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MAILED

JAN 27 2010

OFFICE OF PETITIONS

PAUL HASTINGS JANOFSKY & WALKER LLP
875 15TH STREET NW
WASHINGTON DC 20005

In re Application of :
Sato :
Application No. 10/568,352 : ON PETITION
Filed: February 14, 2006 :
Attorney Docket No. SUZ0027-US :
:

This is in response to petition to revive an unintentionally abandoned application under 37 CFR 1.137(b), filed December 14, 2009.

The petition under 37 CFR 1.137(b) is GRANTED.

The above-identified application became abandoned for failure to timely file a proper response to the final Office action, mailed May 28, 2009, which set a shortened statutory period for reply of three months. Applicant filed an Amendment on November 23, 2009, made timely by obtaining a three month extension of time. However, the Amendment was not entered because it failed to place the application in condition for allowance. As such, the application became abandoned on November 29, 2009. The mailing of this decision precedes the mailing of a courtesy Notice of Abandonment.

With the instant petition, petitioner paid the petition fee, made the proper statement of unintentional delay, and submitted the required reply in the form of an RCE.

The application is being forwarded to Group Art Unit 3764 for consideration of the RCE, filed December 14, 2009.

Telephone inquiries concerning this decision may be directed to the undersigned at 571-272-3207.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions